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Atty Dkt No. 0342.105
2302-0342.10
PATENT



REQUEST FOR FILING CONTINUATION/DIVISIONAL APPLICATION

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

☒ "Express Mail" Mailing Label No. EL 457 530 602 US Date of Deposit March 20, 2000
I hereby certify that this paper or fee is being deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above
and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

DARRICK K. HERNANDEZ
(Typed or Printed Name of Person Mailing Paper or Fee)

[Signature]
(Signature of Person Mailing Paper or Fee)

Sir:

This is a request for filing a divisional application under 37 C.F.R. 1.53(b)(1), of pending prior application serial no. 09/297,171 filed on April 26, 1999, of Mariagrazia PIZZA, Marzia Monica GIULIANI, Rino RAPPUOLI for IMMUNOGENIC DETOXIFIED MUTANT *E. COLI* LT-A TOXIN.

1. ☒ Enclosed is an application filed under 37 C.F.R. 1.53(b)(1). No new matter has been added.
2. ☐ _____ verified statement(s) of small entity status
☐ _____ enclosed.
☐ _____ filed in prior application serial no. _____ filed on _____.
3. ☒ The filing fee is calculated below (based on the enclosed Preliminary Amendment):

A. Basic Application Fee		\$690.00
B. Total Claims 23 - 20 = 3	x \$18.00	54.00
C. Independent Claims 1 - 3 = 0	x \$78.00	0.00
D. If multiple claims present, add	\$260.00	0.00
E. Total Application Fee (Total of A, B, C & D)	=	744.00
F. If verified statement of small entity status is enclosed, reduce Total Application Fee by 50%		0

G. Application Fee Due (E - F) = 744.00

H. Assignment Recording Fee of \$40.00 if
assignment document is enclosed \$40.00 0.00

I. TOTAL FEE (G + H) 744.00

4. X The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.

5. X A check to cover the \$ 744 application fee is attached.

6. Cancel in this application original claims of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

7. X The inventor(s) of the invention being claimed in this application is (are): Mariagrazia PIZZA, Marzia Monica GIULIANI, Rino RAPPUOLI.

8. This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.53(b)(1), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application: .

9. Amend the specification by inserting before the first line the sentence:
This application is a continuation divisional of U.S. Patent Application Serial No. ,
filed from which application(s) priority is claimed pursuant to 35 U.S.C. §120 and which
application(s) are incorporated herein by reference in its(their) entirety(entireties).

10. Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by a person authorized by § 1.138 and before payment of issue fee.)

a. New formal drawings are enclosed.

b. Priority of application serial no. filed on in is claimed under 35 U.S.C. 119.

 The certified copy of the priority application
 is enclosed.
 has been filed in prior application serial no. filed on .
 has not yet been filed.

11. X The prior application is assigned of record to Chiron S.P.A..

12. X A preliminary amendment is enclosed.

13. X Also enclosed: Blanket Petition for Extension of Time and Authorization to Charge or Credit Deposit Account.

14. X The power of attorney in the prior application is to Lisa E. Alexander, Reg. No. 41,576; Robert P. Blackburn, Reg. No. 30,447; Anne S. Dollard, Reg. No. 43,935; Joseph H. Guth, Reg. No. 31,261; Alisa A. Harbin, Reg. No. 33,895; Charlene A. Launer, Reg. No. 33,035; David P. Lentini, Reg. No. 33,944; Kimberlin L. Morley, Reg. No. 35,391; Roberta L. Robins, Reg. No. 33,208; Dahna S. Pasternak, Reg. No. 41,411; Vandana Date, Reg. No. 38,675; and Gary R. Fabian, Ph.D., Reg. No. 33,875.

a. X The power appears in the original papers in the prior application and a copy of the power in the prior application is enclosed.

b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.


c. Recognize the following individuals as Associate Attorneys: .

d. X Address all future communications to Alisa A. Harbin at:

X CHIRON CORPORATION
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Telephone: (510) 923-2708
Facsimile: (510) 655-3542.

3/20/00

(date)



(Attorney of Record)

Roberta L. Robins

Reg. No. 33,208

Address of signator:

 inventor(s)

 assignee of complete interest

X attorney or agent of record

 filed under § 1.34(a)